IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

KARRI DALTON, *as personal*
representative of THE ESTATE OF
NIKKI BASCOM, *deceased, and next*
friend to A.C., *a minor child*, and
Matthew Bascom,

      Plaintiffs,

v.   Civ. No. 17-1143 WJ/GBW

TOWN OF SILVER CITY, *et al.*,

      Defendants.

ORDER GRANTING PLAINTIFF'S UNOPPOSED MOTION
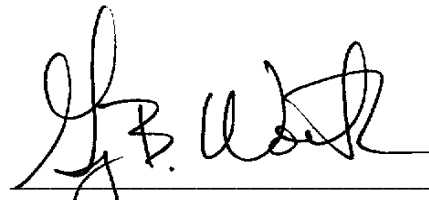### TO AMEND CASE CAPTION

THIS MATTER comes before the Court on Plaintiff's Unopposed Motion to

Amend Case Caption ("the Motion"). *Doc. 228.* As grounds for the Motion, Plaintiff

states that Matthew Bascom, who was a minor at the time the Complaint was filed, has

reached 18 years of age and desires to proceed as a named Plaintiff for the settlement of

the case. *See id.* at ¶¶ 3-7. Accordingly, Plaintiff request the Court to replace "Karri

Dalton as Next Friend to M.B." in the caption with "Matthew Bascom." *Id.* at 2.

Having reviewed Plaintiff's Motion, noting Defendants' lack of opposition, and

being fully advised, the Court will GRANT the Motion. The parties agree that Matthew

Bascom has reached the age of maturity. *See id.* at ¶¶ 5, 7. When a minor plaintiff

reaches the age of majority, it is appropriate for the Court to order substitution of the

formerly-minor plaintiff's name for that of a next friend and add the formerly-minor

plaintiff as a plaintiff in the case. *See, e.g.*, *Heard v. Thomas*, No. 2:20-cv-2335-MSN-cgc,

2022 WL 1431083, at *2 (W.D. Tenn. May 5, 2022); *Walker v. Evans*, No. 10-12596, 2011

WL 3583248, at *1 (E.D. Mich. Aug. 15, 2011); *Theno v. Tonganoxie Unified Sch. Dist. No.

464*, 377 F. Supp. 2d 952, 952 n.1 (D. Kan. 2005).

IT IS HEREBY ORDERED that Plaintiff's Unopposed Motion to Amend Case

Caption (*doc.* 228) is GRANTED. The Clerk is DIRECTED to remove Karri Dalton as

Next Friend to M.B. as a party (while retaining Karri Dalton as Next Friend to A.C.) and

substitute Matthew Bascom in her place. All future filings shall reflect this change.

IT IS SO ORDERED.

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GREGORY B. WORMUTH
UNITED STATES MAGISTRATE JUDGE